

**CERTIFICATE OF FACSIMILE/ELECTRONIC TRANSMISSION**

I hereby certify that this paper is being facsimile/electronically transmitted to the Patent and Trademark Office on the date shown below.

March 27, 2007  
Date

Marlene Capreni  
Signature of certifier

Marlene Capreni  
Typed or printed name of certifier

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re:	Patent Application of Florence Henry, et al.	:	Group Art Unit: 1655
		:	
Appln. No.	10/576,816	:	Examiner: Unknown
		:	
Filed:	April 24, 2006	:	Confirmation No. 9093
		:	
For:	COMPOSITION CONTAINING A PLANT EXTRACT AND PROCESS FOR PRODUCING SAME (AS AMENDED)	:	Attorney Docket No. <b>C 2874 PCT/US</b>
		:	
		:	Customer No. 23657

**Reply to Notice to Comply with Requirements for Patent Application Containing  
Nucleotide and/or Amino Acid Sequence Disclosures**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is in response to the February 5, 2007 Notice to Comply with Requirements for Patent Application Containing Nucleotide and/or Amino Acid Sequence Disclosures.

**Remarks** begin on page 2.

**Remarks**

Under 37 C.F.R. § 1.821(c), patent applications that contain disclosures of nucleotide and/or amino acid sequences must contain the nucleotide and/or amino acid sequences. In the present application, a nucleotide (adenosine triphosphate on page 43, lines 4-6) and amino acids (page 23, lines 3-5) are disclosed, but are not embraced by the 37 C.F.R. §§ 1.821(a)(1) and (2) definitions. Therefore, a nucleotide and/or amino acid sequence listing is not required in the above-identified application.

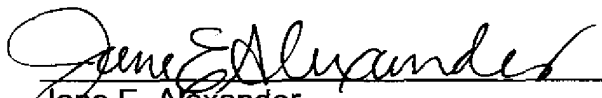
In view of the foregoing, reconsideration and withdrawal of the Notice Requirement is respectfully requested. A copy of the Notice is enclosed.

**Fees**

No fees are believed due. The Commissioner is authorized to charge any fees (or credit any balance owing) to Deposit Account No. 50-1177.

Respectfully submitted,

March 27, 2007  
Date

  
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JEA/mc

Enclosure: Copy of February 5, 2007 Notice to Comply

*D. Gittinger*

## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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U.S. APPLICATION NUMBER NO. 10/576,816	FIRST NAMED APPLICANT Florence Henry	ATTY. DOCKET NO. C 2874 PCT/US
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23657  
 COGNIS CORPORATION  
 PATENT DEPARTMENT  
 300 BROOKSIDE AVENUE  
 AMBLER, PA 19002

INTERNATIONAL APPLICATION NO. PCT/EP04/11625	
I.A. FILING DATE 10/15/2004	PRIORITY DATE 10/24/2003

CONFIRMATION NO. 9093

## 371 FORMALITIES LETTER



\*OC000000022328272\*

Date Mailed: 02/05/2007

*Notice to file Miss Parts 4-5-07*  
*"Sequence Listing" Notice to Comply*

### NOTIFICATION TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 CFR 1.821(c). Applicant must provide an initial paper or compact disc copy of the "Sequence Listing", **as well as an amendment specifically directing its entry into the application** and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- For Patent Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-308-6845 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patent Software Program Help @ [ebc@uspto.gov](mailto:ebc@uspto.gov)

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 ACTION

FEB 08 2007

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Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

BARBARA A CAMPBELL

Telephone: (703) 308-9140 EXT 217

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/576,816	PCT/EP04/11625	C 2874 PCT/US

FORM PCT/DO/EO/922 (371 Formalities Notice)